

UNITED STATES DISTRICT COURT
DISTRICT OF PUERTO RICO

AMERICAN WASTE MANAGEMENT AND
RECYCLING, LLC.,

CIVIL NO.: 07- 1658 (JAF)

Plaintiff,

v.

CEMEX PUERTO RICO; CANOPY
ECOTERRA CORP.; XYZ INSURANCE
COMPANIES,

Defendants.

O R D E R

Before the court is Plaintiff's Request for a Preservation Order (Docket Document No. 27), in light of this court's Endorsed Order granting Plaintiff's Motion Requesting Order. (Docket Document No. 25). Plaintiff's request is **GRANTED**, and the court hereby **ORDERS** as follows:

1. Any and all dismantling activity at the CEMEX main plant will immediately cease.
2. No extraction or exit of any metals from the site will be permitted.
3. Plaintiff shall carry out an inspection, where it will be permitted complete access to the CEMEX site with a video camera and/or regular camera.

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- 1 4. The inspection shall encompass any and all CEMEX facilities
2 in Ponce, including but not limited to the so-called
3 "transport site" and all floors of the main plant, among
4 others, and any and all areas where motors and pumps as
5 well as metal harvested are stored, and any and all places
6 where AWMR equipment is or may be located.
- 7 5. AWMR shall be permitted a monitor to review the site from
8 time to time, or to install a web camera to monitor
9 activity at the AWMR work site.
- 10 6. AWMR shall be permitted to remove all of its rental and
11 other equipment belonging to AWMR and be allowed full
12 access to the site in order to inspect and remove the same.
- 13 7. Violation of this Order SHALL result in severe sanctions to
14 the offending parties.

15 **IT IS SO ORDERED.**

16 San Juan, Puerto Rico, on this 24th day of September, 2007.

17 S/José Antonio Fusté
18 JOSE ANTONIO FUSTE
19 Chief U. S. District Judge
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